

IC 13-18-5

Chapter 5. Release of Hazardous Materials

IC 13-18-5-1

Rules regarding secondary containment structures at storage or transfer facilities; release contingency plans

Sec. 1. The board shall adopt rules under IC 4-22-2 to require the following:

- (1) The construction or installation of secondary containment structures at facilities in which hazardous materials are stored or transferred for the purpose of preventing released hazardous materials from entering surface water or groundwater.
- (2) The development by the owner or operator of each facility at which hazardous materials are stored or handled of a plan for responding to the release of a hazardous material at that facility.
- (3) The rules must be consistent with applicable safety and fire code laws.

As added by P.L.1-1996, SEC.8.

IC 13-18-5-2

Exemptions

Sec. 2. The rules adopted under section 1 of this chapter must provide exemptions for the following:

- (1) A facility that is subject to similar requirements under other administrative rules or under state law, federal law, or federal regulations.
- (2) Hazardous materials that are stored or transferred as products packaged for distribution to and use by the public.
- (3) An above ground storage tank that:
 - (A) is used to store oils or petroleum products; and
 - (B) has a capacity of not more than six hundred sixty (660) gallons.
- (4) Tanks subject to regulations adopted by the administrator of the United States Environmental Protection Agency under 42 U.S.C. 6991 through 6991i, as amended.
- (5) Tanks subject to IC 13-23.

As added by P.L.1-1996, SEC.8.